

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Anthony Lauria, Senior Deputy Clerk.

F041145 Estate of Rudy Bonzi, Deceased

Cause called and argued by Dennis M. Mullen, Esq., counsel for appellant Lynda C. Bonzi and by Randall E. Strauss, Esq., counsel for respondent Steve Bonzi et al. Kenneth Mello, Esq., counsel for respondent James Bonzi, as Executor, etc. waived oral argument.

Cause ordered submitted.

F040955 Estate of Marguerite Sampson, Deceased

Cause called and argued by Robert A. Machado, Esq., counsel for appellant Dorothy Hallett and by Nini T. Lee, Esq., counsel for respondent Allen Terpstra et al.

Cause ordered submitted.

Court recessed until Monday, August 18, 2003 at 10:00 A.M.

F042829 People v Tabares

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F041059 People v. Lynch

The judgment is affirmed. Dibiaso, Acting P.J.

We concur: Levy, J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042652 In re Salvador M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F042652 In re Salvador M., a Minor

The judgment is reversed. Respondent court is directed to vacate its order denying appellant presumed maternity. The court is further directed to enter an order granting her presumed mother status and to order a plan of reunification with services commencing as of the date of the order.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042355 In re Bobbie F. et al., Minors

The findings on allegations b-3 and b-4 of the petition concerning B.F. and on allegations b-5 and b-7 of the petition concerning B.P. are ordered stricken. In all other respects the order of January 23, 2003, is affirmed. Cornell, J.

We concur: Dibiaso, Acting P.J.; Vartabedian, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043536 Smith v. Dangler

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F040363 J. W. Harrott v. County of Kings et al.

Appellant's petition for rehearing filed herein is denied.

F042543 In re E.S., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F042543 In re E.S., a Minor

The orders of the juvenile court referring the matter for a section 366.26 hearing and terminating K.S.'s parental rights are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043092 In re Luis Vargas-Salazar

The petition is granted. Petitioner is directed to cause a notice of appeal to be filed on or before October 3, 2003, in Fresno County Superior Court action No. 0661826-8. Let a petition for writ of habeas corpus issue directing the Clerk of Fresno County Superior Court, if she receives said notice on or before October 1, 2003, to file the notice, to treat it as being timely filed, and to proceed with the preparation of the record on appeal in accordance with the applicable rules of the California Rules of Court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041794 In re Terence H., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041794 In re Terence H., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]